

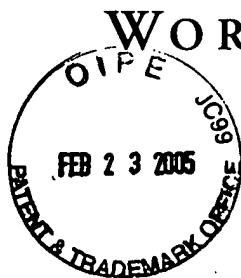
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EXPRESS MAIL LABEL NO.: EV 524683002 US PATENT APPLICATION  
Docket No.: 13768.449

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

## TRANSMITTAL FOR INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing and pursuant to 37 C.F.R. § 1.97 is an Information Disclosure Statement.

Enclosed also are the following designated documents, as required under 37 C.F.R. §§ 1.97 and 1.98:

- ☒ Form PTO-1449 list of six (6) references submitted for consideration.
- ☐ Legible copies of the listed references or their relevant portions.
- ☐ All English translations of each non-English reference, if any, within the possession, custody, control or availability of anyone designated in 37 C.F.R. § 1.56(c) (see 37 C.F.R. § 1.98(c)).

The following are included within the Information Disclosure Statement if applicable and as required under 37 C.F.R. § 1.98:

- ☐ Concise explanation of relevance of each reference not in English and unaccompanied by an English translation.
- ☐ Statement that certain listed references not enclosed are substantially cumulative of an enclosed reference.
- ☐ Statement that certain listed references not enclosed were previously cited by or submitted to the Office in the identified prior application which is relied upon for an earlier filing date under 35 U.S.C. § 120.

\_\_\_\_ Legible Copies of previously filed Information Disclosure  
Statement for application Serial No. \_\_\_\_\_, filed \_\_\_\_\_.

In order to secure consideration of the items designated above, one or  
more of the following, if required, is also enclosed:

\_\_\_\_ Promptness Certification.

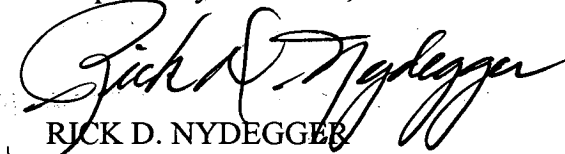
\_\_\_\_ Check No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_ constituting  
submission fee under 37 C.F.R. 1.17(p);

\_\_\_\_ Petition for Consideration and Check No. \_\_\_\_\_ in the  
amount of \$ \_\_\_\_\_.

X In the event that 37 C.F.R. § 1.97(c) applies and the Examiner is  
not satisfied that the Promptness Certification meets the  
requirements of 37 C.F.R. § 1.97(e), or in any other event  
remediable by a fee, please credit any over payment or charge any  
additional fees to Deposit Account No. 23-3178 of the  
undersigned.

Dated this 23<sup>rd</sup> day of February, 2005.

Respectfully submitted,



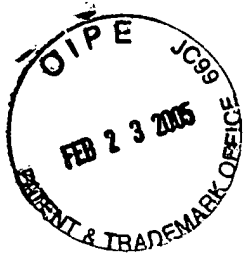
RICK D. NYDEGGER

Attorney for Applicant

Registration No. 28,651

Customer No. 47973

RDN:kcs  
KCS0000004738V001



2-24-05

IFD

EXPRESS MAIL LABEL NO.: EV 524683002 US

PATENT APPLICATION  
Docket No.: 13768.499a

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:		)
	John Gerard Speare, et al.	)
Serial No.:	10/697,916	) Art Unit
		) 2136
Filed:	October 29, 2003	)
Confirmation No.:	9720	)
For:	PRE-LICENSING OF RIGHTS MANAGEMENT	)
	PROTECTED CONTENT	)
Examiner:	Carl G. Colin	)

INFORMATION DISCLOSURE STATEMENT  
UNDER 37 C.F.R. § 1.97

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

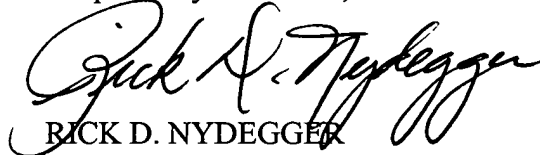
Please find, pursuant to 37 C.F.R. § 1.98(a)(1), the enclosed Form PTO-1449 which contains a list of all patents, publications, or other items that have come to the attention of one or more of the individuals designated in 37 C.F.R. § 1.56(c). While no representation is made that any of these references may be "prior art" within the meaning of that term under 35 U.S.C. §§

102 or 103, the enclosed list of references is disclosed so as to fully comply with the duty of disclosure set forth in 37 C.F.R. § 1.56.

Moreover, while no representation is made that a specific search of office files or patent office records has been conducted or that no better art exists, the undersigned attorney of record believes that the enclosed art is the closest to the claimed invention (taken in its entirety) of which the undersigned is presently aware, and no art which is closer to the claimed invention (taken in its entirety) has been knowingly withheld.

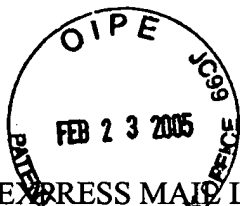
Dated this 23<sup>rd</sup> day of February, 2005.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Rick D. Nydegger", is written over the printed name.

RICK D. NYDEGGER  
Attorney for Applicant  
Registration No. 28,651  
Customer No. 47973

RDN:kcs  
KCS0000004736V001



EXPRESS MAIL LABEL NO.: EV 524683002 US

Form PTO-1449

Sheet 1 of 2

Applicant: John Gerard Speare, et al.

Serial No.: 10/697,916

Att'y Docket No.: 13768.449

Filing Date: October 29, 2003

Group: 2131

Confirmation No.: 9720

For: PRE-LICENSING OF RIGHTS MANAGEMENT PROTECTED  
CONTENT

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INFORMATION DISCLOSURE CITATIONS MADE BY APPLICANT

U.S. Patent Documents

<u>Examiner Initial*</u>	<u>Patent Number</u>	<u>Issue Date</u>	<u>Name</u>	<u>Class</u>	<u>Sub Class</u>	<u>Filing Date</u>
_____ A1.	6,205,480	03/20/01	Broadhurst, et al.	709	225	08/19/98
_____ A2.	6,385,728	05/07/02	DeBry	713	201	11/26/97
_____ A3.	6,487,599	11/26/02	Smith, et al.	709	229	07/14/99
_____ A4.	6,643,774	11/04/03	McGarvey	713	155	04/08/99
_____ A5.	6,775,772	08/10/04	Binding, et al.	713	171	10/12/99
_____ A6.	6,820,063	11/16/04	England, et al.	705	54	01/08/99

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Examiner:

Date Considered:

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

EXPRESS MAIL LABEL NO.: EV 524683002 US

Form PTO-1449

Sheet 2 of 2

Applicant: John Gerard Speare, et al.

Serial No.: 10/697,916

Att'y Docket No.: 13768.449

Filing Date: October 29, 2003

Group: 2131

Confirmation No.: 9720

For: PRE-LICENSING OF RIGHTS MANAGEMENT PROTECTED  
CONTENT

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### References Cited by Applicants

While the filing of Information Disclosure Statements is voluntary, the procedure is governed by the guidelines of Section 609 of the Manual of Patent Examining Procedure and 37 C.F.R. §§ 1.97 and 1.98. To be considered a proper Information Disclosure Statement, Form PTO-1449 shall be accompanied by a copy of each listed patent or publication or other item of information and a translation of the pertinent portions of foreign documents (if an existing translation is readily available to the applicant), an explanation of relevance of each reference not in the English language, and should be submitted in a timely manner as set out in MPEP Sec. 609.

Examiners will consider all citations submitted in conformance with 37 C.F.R. § 1.98 and MPEP Sec. 609 and place their initials adjacent the citations in the spaces provided on this form. Examiners will also initial citations not in conformance with the guidelines which may have been considered. A reference may be considered by the Examiner for any reason whether or not the citation is in full conformance with the guidelines. A line will be drawn through a citation if it is not in conformance with the guidelines AND has not been considered. A copy of the submitted form, as reviewed by the Examiner, will be returned to the applicant with the next communication. The original of the form will be entered into the application file.

Each citation initialed by the Examiner will be printed on the issued patent in the same manner as references cited by the Examiner on Form PTO-892.

The reference designations "A1," "A2," etc. (referring to Applicant's reference 1, Applicant's reference 2, etc.) will be used by the Examiner in the same manner as Examiner's reference designations "A," "B," "C," etc. on Office Action Form PTO-1142.

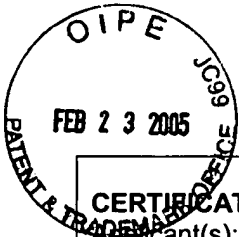
KCS0000004735V001

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Examiner:

Date Considered:

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

**CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)**

Applicant(s): John Gerard Speare, et al.

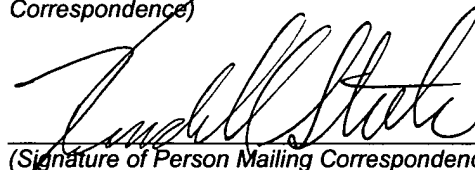
Docket No.  
13768.449Serial No.  
10/697,916Filing Date  
October 29, 2003Confirmation No.  
9720Examiner  
Carl G. ColinGroup Art Unit  
2136

Invention: PRE-LICENSING OF RIGHTS MANAGEMENT PROTECTED CONTENT

I hereby certify that the Transmittal letter (2 pages) (in triplicate); Information Disclosure Statement (2 pgs); Form PTO-1449 Listing all Cited References (2 pgs); and postcard are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on February 23, 2005.

Kendell Steele

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*(Typed or Printed Name of Person Mailing  
Correspondence)*

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*(Signature of Person Mailing Correspondence)***EV 524683002 US**

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*("Express Mail" Mailing Label Number)*

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